

Practitioner's Docket No. 399757

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Shubhen Kapila, et al.

Application No.: 10/081,319

Art Unit.: 1712

Filed: February 21, 2002

Examiner: Metzmaier, Daniel S.

For: **SOLVENT AND METHOD FOR EXTRACTION OF TRIGLYCERIDE RICH OIL**

MAIL STOP NON-FEE AMENDMENT

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

CERTIFICATE OF MAILING
via U.S. Express Mail

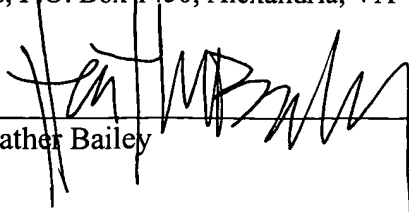
Date of Deposit: April 28, 2004

Express Mail Label No. EV 386865013 US

I hereby state that the following *attached* papers:

1. Transmittal Form (1 page)
2. Amendment and Response to Office Action mailed March 4, 2004 (5 pages)
3. Copies of Corrected Drawings filed concurrently with Response (2 pages)
4. Copy of Terminal Disclaimer filed April 22, 2004 (1 page)
5. Copy of Fee Transmittal reflecting payment of Terminal Disclaimer fee filed April 22, 2004 (1 page)
6. Copy of facsimile confirmation of Terminal Disclaimer filed April 22, 2004 (1 page)
7. Certificate of Mailing (1 page)
8. Return Postcard

are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10, on the date indicated above, and in an envelope addressed to: Mail Stop Non-Fee Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.


Heather Bailey

 *** TX REPORT ***

TRANSMISSION OK

TX/RX NO 0486
 RECIPIENT ADDRESS 915712731089
 DESTINATION ID
 ST. TIME 04/22 09:23
 TIME USE 02'15
 PAGES SENT 6
 RESULT OK



4845 Pearl East Circle
 Suite 300
 Boulder, CO 80301
 (720) 931-3000, Fax (720) 931-3001

Direct Dial Number:

www.lathroodge.com

2345 Grand Boulevard,
 Suite 2800
 Kansas City, MO 64108-2612
 (816) 292-2000, Fax (816) 292-2001

10851 Mastin Blvd.
 Building 82, Suite 1000
 Overland Park, KS 66210-1669
 (913) 451-5100, Fax (913) 451-0875

1010 Market Street
 Suite 1300
 St. Louis, MO 63101-2000
 (314) 613-2500, Fax (314) 613-2550

314 East High Street
 Jefferson City, MO 65101
 (573) 893-4336, Fax (573) 893-5398

1845 S. National
 Springfield, MO 65808-4288
 (417) 886-2000, Fax (417) 886-9126

1200 G Street, N.W.
 Suite 800
 Washington, D.C. 20005
 (202) 434-8984, Fax (202) 434-8992

April 22, 2004

From: Heather Bailey for Dan Cleveland, Jr.

Matter No.: 399757

To:	Company:	Fax Number:	Phone Number:
Examiner Metameyer	United States Patent and Trademark Office	(571) 273-1089	

Number of Pages Transmitted (including this cover sheet): 6

Message:

1. Transmittal Form (1 page);
2. Terminal Disclaimer to Obviate a Provisional Double Patenting Rejection Over a Pending Second Application (1 page)
3. Fee Transmittal in duplicate for fee processing (2 pages)
4. Certificate of Transmission (1 page), and
5. Facsimile cover sheet (1 page)



S. Express Mail Label No. EV 386865013 US

PTO/SB/21 (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/081,319	
	Filing Date	February 21, 2002	
	First Named Inventor	Shubhen Kapila	
	Art Unit	1712	
	Examiner Name	Metzmaier, Daniel S.	
Total Number of Pages in This Submission	12	Attorney Docket Number	399757

ENCLOSURES (check all that apply)				
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): -Copy of Corrected Drawings filed concurrently with Response -Copy of Terminal Disclaimer filed April 22, 2004 -Copy of Fee Transmittal reflecting payment of Terminal Disclaimer filed April 22, 2004 -Copy of facsimile confirmation of Terminal Disclaimer filed April 22, 2004 -Certificate of Mailing -Return Postcard		
<table border="1"><tr><td>Remarks</td><td></td></tr></table>			Remarks	
Remarks				

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Dan Cleveland, Jr., Reg. No. 36,106
Signature	
Date	4/28/04

CERTIFICATE OF MAILING 37 C.F.R. 1.10			
I hereby certify that this correspondence is being deposited with the United States Postal Service "Expresss Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated below addressed to Mail Stop Non-Fee Amendment, Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450.			
Typed or printed name	Heather Bailey		
Signature		Date	4/28/04



NOT FOR FEE PROCESSING

PTO/SB/17 (10-03)
Approved for use through 07/31/2006. OMB 0651-0032
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.**FEE TRANSMITTAL**
for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** (\$) 110**Complete If Known**

Application Number	10/081,319
Filing Date	February 21, 2002
First Named Inventor	Shubhen Kapila
Examiner Name	Lovering, Richard D.
Art Unit	1712
Attorney Docket No.	399757

METHOD OF PAYMENT (check all that apply)☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None☒ Deposit Account:

Deposit Account Number 12-0600

Deposit Account Name Lathrop & Gage L.C.

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments
☐ Charge any additional fee(s) during the pendency of this application
☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	770	2001	385	Utility filing fee	
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
SUBTOTAL (1)					(\$ 0)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims		-20 **	=	0	X		=	0
Independent Claims		-3 **	=	0	X		=	0
Multiple Dependent					X		=	0

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1202	18	2202	9	Claims in excess of 20
1201	86	2201	43	Independent claims in excess of 3
1203	290	2203	145	Multiple dependent claim, if not paid
1204	86	2204	43	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$ 0)

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet.	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252		2252	210	Extension for reply within second month	
1253	475	2253	475	Extension for reply within third month	
1254	1,480	2254	740	Extension for reply within fourth month	
1255	2,010	2255	1,005	Extension for reply within fifth month	
1401	330	2401	165	Notice of Appeal	
1402	330	2402	165	Filing a brief in support of an appeal	
1403	290	2403	145	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,330	2453	665	Petition to revive - unintentional	
1501	1,330	2501	665	Utility issue fee (or reissue)	
1502	480	2502	240	Design issue fee	
1503	640	2503	320	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17 (q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	770	2809	385	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	770	2810	385	For each additional invention to be examined (37 CFR § 1.129(b))	
1801	770	2801	385	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify) Terminal Disclaimer

110

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 110)**SUBMITTED BY**

Complete (if applicable)

Name (Print/Type)	Dan Cleveland, Jr.	Registration No. (Attorney/Agent)	36,106	Telephone	(720) 931-3000
Signature				Date	4/22/04

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing this form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

NOT FOR FEE PROCESSING